

JAN 24 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kevin P. BAKER, et al.

Application Serial No. 10/006,746

Filed: December 6, 2001

For: **SECRETED AND
TRANSMEMBRANE
POLYPEPTIDES AND NUCLEIC
ACIDS ENCODING THE SAME**

) Examiner: Hamud, Fozia M.

) Art Unit: 1647

) Confirmation No: 8217

) Attorney's Docket No. 39780-2830 P1C5

) Customer No. 35489

EXPRESS MAIL LABEL NO. EL 977 612 525 US
DATE MAILED: JANUARY 20, 2005

AMENDMENT UNDER 37 C.F.R. §1.48(b) AND 37 C.F.R. §1.312

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In the above identified application, a Notice of Allowance was mailed on December 14, 2004, but an issue fee has not been paid. Having reviewed the allowed claims, Applicants have found that as a result of claim amendments made during prosecution, fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the present application. Accordingly, please delete the names of the following inventors, who have not made an inventive contribution to the currently claimed subject matter:

Kevin P. Baker	David Botstein
Dan L. Eaton	Napoleone Ferrara
Sherman Fong	Wei-Qiang Gao
J. Christopher Grimaldi	Kenneth J. Hillan
James Pan	Nicholas F. Paoni
Margaret Ann Roy	Victoria Smith
Timothy A. Stewart	Daniel Tumas
Colin K. Watanabe	P. Mickey Williams

Upon entering the present amendment, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood remain named inventors in this case.

Although no fees are believed to be due at this time, please charge any fees that might become applicable, including any fees for extension of time, or credit overpayment to Deposit Account No. 08-1641, referencing Attorney's Docket No. 39780-2830 P1C5. Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

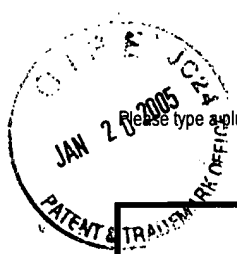
Date: January 20, 2005

By: 
Anna L. Barry (Reg. No. 51,436)

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PTO/SB/21 (6-99)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/006,746
		Filing Date	DECEMBER 6, 2001
		First Named Inventor	KEVIN P. BAKER
		Group/Art Unit	1647
		Examiner Name	HAMUD, FOZIA M.
Total Number of Pages in This Submission	3	Attorney Docket Number	39780-2830 P1C5

ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Version With Markings Showing
Changes

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete
Application

☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53

☐ Copy of Notice

☐ Copy of an Assignment

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition

☐ Petition to Convert to a
Provisional Application

☐ Power of Attorney, by Assignee to
Exclusion of Inventor Under 37 C.F.R.
§3.71 With Revocation of Prior Powers

☐ Terminal Disclaimer

☐ Small Entity Statement

☐ Request for Refund

☐ After Allowance Communication to
Group

☐ Appeal Communication to Board of
Appeals and Interferences

☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ **ADDITIONAL ENCLOSURE(S)
(PLEASE IDENTIFY BELOW):**

☒ **AMENDMENT UNDER 37 C.F.R.
§1.48(b) and 37 C.F.R. §1.312; and
STAMPED RETURN POSTCARD**

Remarks

**AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN
CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39780-2830
P1C5.**

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	HELLER EHRMAN WHITE & McAULIFFE LLP	ANNA L. BARRY (Reg. No. 51,436)
	275 Middlefield Road, Menlo Park, California 94025	Telephone: (650) 324-7000 Facsimile: (650) 324-0638
Signature		
Date	JANUARY 20, 2005	Customer Number: 35489

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: **MAIL STOP AF**, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: **JANUARY 20, 2005**

Express Mail Label **EL 977 612 525 US**

Typed or printed name	C. FONG		
Signature		Date	JANUARY 20, 2005

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